

SIXTH DAY

(Tuesday, October 5, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Hartzog
Adkins	Heflin
Alexander	Herzik
Alsup	Holland
Amos	Hoskins
Anderson	Howard
Baker	Huddleston
Bates	Hull
Beckworth	Hyder
Bell	Jackson
Blankenship	Johnson of Ellis
Boethel	Johnson
Boyer	of Tarrant
Bradbury	Jones of Angelina
Bradford	Jones of Atascosa
Bridgers	Jones of Falls
Broadfoot	Jones of Wise
Brown	Keefe
Burton	Keith
Cagle	Kelt
Callan	Kenyon
Carssow	Kern
Cathey	King
Cauthorn	Knetsch
Cleveland	Langdon
Colquitt	Lankford
Davis of Haskell	Lanning
Davis of Jasper	Leath
Davison of Fisher	Lehman
Davison	Leonard
of Eastland	Leyendecker
Dean	Little
Deglandon	Loggins
Derden	London
Dickison	Lucas
Dollins	Mann
Donaghey	Mauritz
England	Mays
Farmer	McConnell
Felty	McDonald
Fielden	McFarland
Fox	McKinney
Fuchs	Moffett
Gibson	Monkhouse
Graves	Morris
Hamilton	Morse
Hankamer	Newton
Hanna	Nicholson
Harbin	Oliver
Hardin	Palmer
Harper	Patterson of Mills
Harrell	Patterson
Harris of Archer	of Travis
Harris of Dallas	Pope
Harris of Dickens	Powell

Prescott	Smith of Hopkins
Quinn	Smith
Ragsdale	of Matagorda
Reader	Smith of Tarrant
Reed of Bowie	Stevenson
Reed of Dallas	Stinson
Rhodes	Stocks
Riddle	Talbert
Ross	Tarwater
Russell	Tennant
Rutta	Tennyson
Schuenemann	Thornberry
Settle	Waggoner
Sewell	Weldon
Sharpe	Westbrook
Shell	Winfree
Simpson	Wood
Skaggs	Worley

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton
Metcalf	Vale

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Thornton for today, on motion of Mr. Kenyon.

Mr. Roark for today and tomorrow, on motion of Mr. Langdon.

Mr. Petsch for today, on motion of Mr. McFarland.

Mr. Davison of Fisher for yesterday, on motion of Mr. Bradbury.

Mr. Metcalfe for today, on motion of Mr. Bell.

Mr. Bond for today, on motion of Mr. Brown.

Mr. Celaya for today, on motion of Mr. Dollins.

The following Members were granted leaves of absence on account of illness:

Mr. McKee for today and the balance of the week, on account of illness in his family, on motion of Mr. Knetsch.

Mr. Vale for today and the balance of the week, on account of illness in his family, on motion of Mr. Dickison.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and

referred to the appropriate committees, as follows:

By Mr. Bell, Mr. Jones of Wise, Mr. Morris and Mr. Langdon:

H. B. No. 58, A bill to be entitled "An Act providing for the filing of quarterly reports with the State Tax Board by all persons, companies, associations or corporations operating oil pipe lines; providing for the collection of an occupation tax by the State Tax Board at the rate of three and one-half percent (3½%) of net income; providing a method of determining net income from pipe line operations; providing a method of determining net income in special cases; providing a method of allocating net income; providing for the collection of penalties and interest; providing for the examination of the reports by the Tax Board for the collection of additional taxes; providing for the holding of hearings by the Tax Board and a method of appeal; providing a method of collecting the first tax due hereunder; providing for the deposit of collections; providing for the severability of this Act; providing for a tax lien, and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Bradbury:

H. B. No. 59, A bill to be entitled "An Act validating the proceedings of the County Board of School Trustees of Taylor County in annexing the Iberis Common School District No. 38 to Wylie Consolidated Common School District No. 11; fixing the metes and bounds of Wylie Consolidated Common School District No. 11, Taylor County; validating all proceedings had in an election held on the 26th day of June, 1937, on the proposition of assuming the bonds of Wylie Consolidated Common School District No. 11, issued prior to the formation of the present Wylie Consolidated Common School District No. 11, and on the proposition of issuing \$15,000.00 schoolhouse bonds of said Wylie Consolidated Common School District No. 11, and declaring an emergency."

Referred to the Committee on Education.

BILL RE-REFERRED

Mr. McFarland moved that House Bill No. 2 be withdrawn from the Committee on Counties, and referred

to the Committee on Revenue and Taxation.

The motion prevailed.

REQUESTING THE GOVERNOR TO SUBMIT CERTAIN SUBJECT

Mr. Cathey offered the following resolution:

H. C. R. No. 7, Requesting Governor to submit certain subject.

Whereas, After the investigation of the violation of the nepotism law and the crime disclosed by said investigation; and

Whereas, For a number of years there has been a what is called the kinfolks rider on the Appropriation Bill to prohibit the appointment of old families on the pay roll in the different departments of the State, and the prohibition of swapping of jobs by heads of Departments; and

Whereas, Such rider had been instrumental in curtailing the violation of this law and violation of the letter of the Constitution; and

Whereas, In the Regular Session of the Forty-fifth Legislature the Free Conference Committee appointed by the House and Senate to adjust the differences between the House and Senate left off the General Department Appropriation Bill the rider and turned the entire Appropriation Bill with its millions of dollars over to and to be spent in their own families with a bunch of kinfolks regardless of the rights of other people on the outside who needed jobs; and

Whereas, The leaving off of said rider on the Appropriation Bill is an outrage against the people of Texas and the taxpayers and a crime against Texas; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Governor be requested to submit to the Legislature the enactment of this law or put it back on the Appropriation Bill where it belongs in order that justice may be done and the crime in the different Departments of the State somewhat abated.

CATHEY,
SEWELL.

The resolution was read second time.

Mr. Keith raised a point of order, on further consideration of the resolution, at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Smith of Tarrant moved that the time allotted for the consideration of resolutions be extended until 11:00 o'clock a. m., today.

Question recurring on the motion by Mr. Smith of Tarrant to extend the time, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—98

Alexander	Lankford
Alsup	Lanning
Amos	Leath
Anderson	Leyendecker
Bates	Little
Beckworth	Loggins
Bell	Lucas
Blankenship	Mann
Boyer	Mauritz
Bradbury	Mays
Bradford	McConnell
Bridgers	McDonald
Broadfoot	McFarland
Brown	McKinney
Cagle	Moffett
Cathey	Monkhouse
Colquitt	Morse
Davis of Haskell	Newton
Davis of Jasper	Oliver
Deglandon	Palmer
Derden	Patterson
Dickison	of Travis
Dollins	Powell
Donaghey	Pope
Farmer	Prescott
Felty	Quinn
Fielden	Ragsdale
Fuchs	Reed of Bowie
Gibson	Reed of Dallas
Hamilton	Rhodes
Hanna	Riddle
Harbin	Ross
Hardin	Russell
Harper	Schuenemann
Harris of Archer	Sewell
Harris of Dallas	Sharpe
Hartzog	Shell
Heflin	Skaggs
Holland	Smith
Hoskins	of Matagorda
Huddleston	Stevenson
Hull	Stocks
Johnson of Ellis	Talbert
Johnson	Tennant
of Tarrant	Waggoner
Jones of Atascosa	Weldon
Kelt	Westbrook
Kern	Winfree
King	Wood
Knetsch	Worley
Langdon	

Nays—26

Adkins	Jones of Falls
Boethel	Jones of Wise
Burton	Keefe
Cauthorn	Keith
Cleveland	Kenyon
England	Lehman
Fox	London
Graves	Morris
Hankamer	Rutta
Harris of Dickens	Settle
Hyder	Smith of Hopkins
Jackson	Stinson
Jones of Angelina	Thornberry

Absent

Baker	Leonard
Callan	Metcalfe
Carssow	Nicholson
Davison of Fisher	Patterson of Mills
Davisson	Reader
of Eastland	Simpson
Dean	Smith of Tarrant
Harrell	Tarwater
Herzik	Tennyson
Howard	Vale

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton

Question next recurring on the resolution by Mr. Cathey, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—101

Adkins	Dollins
Alexander	Donaghey
Alsup	England
Amos	Farmer
Anderson	Felty
Baker	Fielden
Bates	Fox
Beckworth	Fuchs
Bell	Gibson
Blankenship	Hamilton
Boyer	Hankamer
Bradbury	Hanna
Bradford	Harbin
Bridgers	Hardin
Brown	Harper
Cagle	Harrell
Cathey	Harris of Archer
Cauthorn	Harris of Dallas
Colquitt	Harris of Dickens
Davis of Haskell	Hartzog
Davis of Jasper	Heflin
Deglandon	Hoskins
Derden	Huddleston
Dickison	Hull

Jackson	Powell
Johnson of Ellis	Prescott
Johnson	Quinn
of Tarrant	Reed of Bowie
Jones of Angelina	Reed of Dallas
Jones of Atascosa	Rhodes
Jones of Wise	Riddle
Kelt	Russell
Kern	Rutta
King	Schuenemann
Knetsch	Sewell
Lankford	Sharpe
Lanning	Smith of Hopkins
Leath	Smith
Lehman	of Matagorda
Little	Smith of Tarrant
Loggins	Stevenson
London	Stinson
Lucas	Stocks
Mann	Talbert
Mauritz	Tennant
Mays	Waggoner
Moffett	Weldon
Monkhouse	Westbrook
Morris	Winfree
Morse	Wood
Oliver	Worley
Pope	

Nays—18

Boethel	McDonald
Burton	McFarland
Graves	Palmer
Holland	Patterson
Hyder	of Travis
Jones of Falls	Reader
Keefe	Ross
Keith	Skaggs
Leonard	Thornberry
McConnell	

Absent

Broadfoot	McKinney
Callan	Metcalfe
Carsow	Newton
Cleveland	Nicholson
Davison of Fisher	Patterson of Mills
Davisson	Ragsdale
of Eastland	Settle
Dean	Shell
Herzik	Simpson
Howard	Tarwater
Kenyon	Tennyson
Langdon	Vale
Leyendecker	

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton

ADDRESS BY MISS HAZEL BECKHAM AND LLOYD SPARKMAN

Mr. Alsop offered the following resolution:

H. S. R. No. 13, Address by Miss Hazel Beckham and Lloyd Sparkman.

Whereas, The Seeing Eye, Incorporated, of Morristown, New Jersey, is successfully training dogs to lead and protect the blind; and

Whereas, Lloyd Sparkman, a student of the University of Texas, possesses one of these dogs; and

Whereas, The possession of this dog was made possible through the activities of the Texas Commission for the Blind and the Rehabilitation Division of the State Department of Education; now, therefore, be it

Resolved by the House of Representatives, That Miss Hazel Beckham, Executive Secretary for the Commission of the Blind, and Lloyd Sparkman be extended the privilege of appearing before the House for a short period of time designated by the Speaker today for the purpose of showing to the Members the benefits of successfully trained dogs.

The resolution was read second time, and was adopted.

In accordance with the above resolution, Miss Beckham and Mr. Sparkman having been escorted to the Speaker's stand by Mr. Alsop, the Speaker presented Mr. Alsop who introduced Miss Hazel Beckham to the House.

Miss Beckham then addressed the House and introduced Lloyd Sparkman.

Mr. Sparkman then addressed the House.

TO DECLARE POLICY OF THE HOUSE IN REGARD TO OLD AGE ASSISTANCE

Mr. Hardin offered the following resolution:

H. S. R. No. 11, To declare Policy of the House in regard to Old Age Assistance.

Whereas, The people of Texas, by adoption of the Constitutional amendment in 1935, authorized the granting of State assistance to our aged citizens; and

Whereas, Speakers in the campaign preceding the adoption of this amendment, whether supporting or opposing the said amendment, assured the people that its incorporation

into the Constitution would mean liberal assistance for practically all of our aged citizens; and

Whereas, Immediately after the adoption of said amendment, an old age assistance statute was passed by the Texas Legislature which was repeatedly described by its proponents and others, including the Governor of Texas, as the most liberal assistance statute adopted by any of the states of this Union; and

Whereas, Governor James V. Allred, in his campaign for renomination, repeatedly extolled the liberality of the said old age assistance statute, and assured the aged people of Texas that they had no cause to worry under his administration; and

Whereas, The Governor spoke of the liberal pension act as "his baby" and asked the people to permit him to continue in command of its administration; and

Whereas, It now appears that the changed attitude taken by the Governor in October, 1936, when he asked the Legislature to deliberalize old age assistance, was temporary, and that when he declared "a golden opportunity to stem the tide of State paternalism" confronted the Legislature, and that "unless it is done the tendency in time will develop into a settled policy that in my judgment will bankrupt the State," he was speaking for the moment only and in obedience to the dictates of expediency; and

Whereas, The Governor has now changed front again, and in his message of September 27, 1937 to this Special Session has asked for a minimum of \$3,600,000.00 additional for old age assistance, and has stated "there is not enough money in the Old Age Assistance Fund to adequately provide for our needy old folks"; and

Whereas, The Governor has brought new hope to the neglected aged of this State by his ringing declarations, made in person before a Joint Session of the House and Senate, that "Since certain reactionary forces insist we do not need any new taxes . . . I take my stand with the old folks," and has said he would continue to fight for them; and

Whereas, A majority of the Members of this Legislature were chosen by the people after making commitments to a liberal old age assistance policy; and

Whereas, In recent months thou-

sands of recipients of old age assistance have been stricken from the rolls of the Old Age Assistance Commission; and

Whereas, There are many of our aged citizens who are in destitute circumstances, but who have not been able to get on the rolls; now, therefore, be it

Resolved by the House of Representatives of the Forty-fifth Legislature, assembled in Second Extraordinary Session, That it is the sense of this House that the old age assistance statute should be reliberalized, and adequate provision made for paying assistance on the scale contemplated by the people in the adoption of the Old Age Assistance Amendment, and that no new taxes should be voted until such reliberalization bill has been passed by both Houses and signed by the Governor.

HARDIN,
RHODES,
DOLLINS,
CATHEY,
AMOS.

The resolution was read second time.

Mr. England raised a point of order, on further consideration of the resolution, at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Fielden moved that the time allotted for the consideration of resolutions be extended until the pending resolution is disposed of.

The motion prevailed.

Mr. Alsop offered the following amendment to the resolution:

Amend House Simple Resolution No. 11, by striking out the following words in the resolving clause: "and that no new taxes should be voted until such reliberalization bill has been passed by both Houses and signed by the Governor."

ALSUP,
READER,
FARMER.

Mr. Johnson of Ellis moved that the resolution be referred to the Committee on State Affairs.

Mr. Keefe moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—55

Adkins	Kelt
Alexander	Kern
Alsup	Knetsch
Amos	Langdon
Bates	Leyendecker
Boethel	Mays
Bradbury	McFarland
Bridgers	McKinney
Broadfoot	Morris
Burton	Oliver
Callan	Palmer
Cauthorn	Patterson
Davis of Haskell	of Travis
Deglandon	Powell
England	Quinn
Farmer	Ross
Fox	Russell
Graves	Rutta
Hankamer	Schuenemann
Harrell	Simpson
Harris of Archer	Smith
Harris of Dickens	of Matagorda
Holland	Stinson
Jackson	Stocks
Jones of Angelina	Tarwater
Jones of Falls	Thornberry
Jones of Wise	Waggoner
Keefe	Weldon
Keith	

Nays—58

Beckworth	Jones of Atascosa
Bell	King
Blankenship	Lankford
Boyer	Lanning
Bradford	Lehman
Brown	Little
Cagle	Loggins
Cathey	Lucas
Davis of Jasper	Mann
Davisson	Mauritz
of Eastland	McConnell
Derden	Moffett
Dickison	Morse
Dollins	Newton
Donaghey	Pope
Fielden	Prescott
Fuchs	Reed of Bowie
Gibson	Reed of Dallas
Hamilton	Rhodes
Hanna	Riddle
Harbin	Settle
Hardin	Smith of Hopkins
Harris of Dallas	Smith of Tarrant
Heflin	Talbert
Huddleston	Tennant
Hull	Tennyson
Hyder	Westbrook
Johnson of Ellis	Winfree
Johnson	Wood
of Tarrant	Worley

Absent

Anderson	Leonard
Baker	London
Carssow	McDonald
Cleveland	Metcalfe
Colquitt	Monkhouse
Davison of Fisher	Nicholson
Dean	Patterson of Mills
Felty	Ragsdale
Harper	Reader
Hartzog	Sewell
Herzik	Sharpe
Hoskins	Shell
Howard	Skaggs
Kenyon	Stevenson
Leath	Vale

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton

REASON FOR VOTE

I voted against the tabling of the Hardin resolution, but believe the Alsup amendment should be adopted. The resolution should not block the progress of the present session.

McCONNELL.

Question then recurring on the motion to refer the resolution to the Committee on State Affairs, it prevailed.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Colquitt offered the following resolution:

H. C. R. No. 15, To grant the American Liberty Oil Company permission to sue the State.

Whereas, The American Liberty Oil Company, a foreign corporation, having a permit duly issued by the Secretary of State of the State of Texas, authorizing it to do business in Texas, and doing business under and by virtue of such permit, have paid to the State of Texas and/or the Secretary of State of the State of Texas, and/or the State Treasurer of the State of Texas, and/or the Comptroller of Public Accounts of the State of Texas, franchise taxes and/or filing fees for the years hereinafter set forth, in excess of the amounts provided by law for such corporation to pay as such taxes, and/or filing fees; and

Whereas, The respective amounts paid by such corporation have been duly certified to by the Secretary of

State, the names of such corporation and the years for such overpayment were made being as follows, to-wit:

American Liberty Oil Company 1934 to 1935 inclusive; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That said corporation and/or its successors and/or legal representatives, is hereby granted permission to bring suit against the State of Texas to recover the full amount of such sum or sums of money paid to the State of Texas and/or the Secretary of State of the State of Texas, and/or the State Treasurer of the State of Texas, and/or the Comptroller of the Public Accounts of Texas, for franchise taxes, and/or filing fees for year or years hereinabove enumerated in excess of the amounts provided by law that such corporation should pay for such franchise tax and/or filing fees for the aforesaid year or years; such suit or suits may be filed in any court of competent jurisdiction, State or Federal, in Travis County, Texas, and service therein may be had upon the Governor of the State of Texas and/or the Secretary of State of the State of Texas, and/or the Comptroller of Public Accounts of Texas and/or the State Treasurer of the State of Texas, and/or the State Auditor and Efficiency Expert of Texas and/or the Attorney General of the State of Texas, and such suit or suits shall be tried and determined in the trial and/or appellate courts, and/or, if original jurisdiction is sought in the Supreme Court of the State of Texas, according to the same rules of law and procedure as to liability and defense, that would be applicable if such suit were brought against an ordinary person or corporation.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Colquitt offered the following resolution:

H. C. R. No. 16, To grant the Federal Pipe Line Company permission to sue the State.

Whereas, The Federal Pipe Line Company, a foreign corporation, having a permit duly issued by the Secretary of State of the State of Texas, authorizing it to do business in Texas, and doing business under and by vir-

tue of such permit have paid to the State of Texas and/or the Secretary of State of the State of Texas, and/or the State Treasurer of the State of Texas, and/or the Comptroller of Public Accounts of the State of Texas, franchise taxes and/or filing fees for the years hereinafter set forth, in excess of the amounts provided by law for such corporation to pay as such taxes, and/or filing fees; and

Whereas, The respective amounts paid by such corporation have been duly certified to by the Secretary of State, the names of such corporation and the years for such overpayment were made being as follows, to-wit: Federal Pipe Line Company—1934 to 1936 inclusive; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That said corporation and/or its successors and/or legal representatives is hereby granted permission to bring suit against the State of Texas to recover the full amount of such sum or sums of money paid to the State of Texas and/or the Secretary of State of the State of Texas, and/or the State Treasurer of the State of Texas, and/or the Comptroller of the Public Accounts of Texas, for franchise taxes, and/or filing fees for year or years hereinabove enumerated in excess of the amounts provided by law that such corporation should pay for such franchise tax and/or filing fees for the aforesaid year or years; such suit or suits may be filed in any court of competent jurisdiction, State or Federal, in Travis County, Texas, and service therein may be had upon the Governor of the State of Texas and/or the Secretary of State of the State of Texas, and/or the Comptroller of Public Accounts of Texas, and/or the State Treasurer of the State of Texas, and/or the State Auditor and Efficiency Expert of Texas and/or the Attorney General of the State of Texas, and such suit or suits shall be tried and determined in the trial and/or appellate courts, and/or, if original jurisdiction is sought in the Supreme Court of the State of Texas, according to the same rules of law and procedure as to liability and defense, that would be applicable if such suit were brought against an ordinary person or corporation.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Colquitt offered the following resolution:

H. C. R. No. 17, To grant the Perkins Dry Goods Company permission to sue the State.

Whereas, The Perkins Dry Goods Company, a private corporation, duly incorporated, and doing business under and by virtue of the laws of the State of Texas, have paid to the State of Texas and/or the Secretary of State of the State of Texas, and/or the State Treasurer of the State of Texas, and/or the Comptroller of Public Accounts of the State of Texas, franchise taxes and/or filing fees for the years hereinafter set forth, in excess of the amounts provided by law for such corporation to pay as such taxes, and/or filing fees; and

Whereas, The respective amounts paid by such corporation have been duly certified to by the Secretary of State, the names of such corporation and the years for such overpayment were made being as follows, to-wit: Perkins Dry Goods Company—1916 to 1929 inclusive; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That said corporation and/or its successors and/or legal representatives, is hereby granted permission to bring suit against the State of Texas to recover the full amount of such sum or sums of money paid to the State of Texas, and/or the Secretary of State of the State of Texas, and/or the State Treasurer of the State of Texas, and/or the Comptroller of the Public Accounts of Texas, for franchise taxes, and/or filing fees for year or years hereinabove enumerated in excess of the amounts provided by law that such corporation should pay for such franchise tax and/or filing fees for the aforesaid year or years; such suit or suits may be filed in any court of competent jurisdiction, State or Federal, in Travis County, Texas, and service therein may be had upon the Governor of the State of Texas and/or the Secretary of State of the State of Texas, and/or the Comptroller of Public Accounts of Texas and/or the State Treasurer of the State of Texas, and/or the State Auditor and Efficiency Expert of Texas and/or the Attorney General of the State of Texas, and such suit or suits shall be tried and determined in the trial and/or appellate courts,

and/or if original jurisdiction, is sought in the Supreme Court of the State of Texas, according to the same rules of law and procedure as to liability and defense, that would be applicable if such suit were brought against an ordinary person or corporation.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 2, To grant Mrs. Vina Woods and others permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted by the following vote:

Yeas—122

Adkins	Felty
Alexander	Fielden
Alsup	Fox
Amos	Fuchs
Baker	Gibson
Beckworth	Hamilton
Bell	Hankamer
Blankenship	Hanna
Boethel	Harbin
Boyer	Hardin
Bradbury	Harper
Bradford	Harrell
Bridgers	Harris of Archer
Broadfoot	Harris of Dallas
Brown	Hartzog
Burton	Heflin
Cagle	Herzik
Callan	Holland
Carssow	Hoskins
Cathey	Huddleston
Cauthorn	Hull
Cleveland	Hyder
Colquitt	Jackson
Davis of Haskell	Johnson of Ellis
Davis of Jasper	Johnson
Davisson	of Tarrant
of Eastland	Jones of Angelina
Deglandon	Jones of Atascosa
Derden	Jones of Falls
Dickison	Jones of Wise
Dollins	Keith
Donaghey	Kelt
England	Kenyon
Farmer	Kern

King	Reed of Dallas
Knetsch	Rhodes
Langdon	Riddle
Lanning	Ross
Leath	Russell
Lehman	Schuenemann
Leyendecker	Settle
Little	Sewell
Loggins	Sharpe
London	Shell
Lucas	Simpson
Mann	Skaggs
McConnell	Smith of Hopkins
McFarland	Smith
Moffett	of Matagorda
Monkhouse	Smith of Tarrant
Morris	Stevenson
Morse	Stinson
Newton	Talbert
Nicholson	Tarwater
Palmer	Tennant
Patterson	Tennyson
of Travis	Thornberry
Pope	Waggoner
Powell	Weldon
Prescott	Westbrook
Quinn	Winfree
Reader	Wood
Reed of Bowie	Worley

Absent

Anderson	Mays
Bates	McDonald
Davison of Fisher	McKinney
Dean	Metcalfe
Graves	Oliver
Harris of Dickens	Patterson of Mills
Howard	Ragsdale
Keefe	Rutta
Lankford	Stocks
Leonard	Vale
Mauritz	

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton

TO GRANT PERMISSION TO SUE
THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 5, To grant Walter Strickland permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted by the following vote:

Yeas—116

Adkins	Kelt
Alsup	Kenyon
Amos	Kern
Baker	King
Beckworth	Knetsch
Bell	Langdon
Blankenship	Lanning
Boethel	Leath
Boyer	Lehman
Bradbury	Leyendecker
Bradford	Little
Bridgers	Loggins
Broadfoot	London
Brown	Lucas
Burton	Mann
Cagle	McConnell
Callan	McFarland
Carssow	Moffett
Cauthorn	Monkhouse
Cleveland	Morris
Colquitt	Morse
Davis of Jasper	Newton
Davisson	Palmer
of Eastland	Patterson
Deglandon	of Travis
Derden	Pope
Dickison	Powell
Dollins	Prescott
Donaghey	Quinn
England	Reader
Farmer	Reed of Bowie
Felty	Reed of Dallas
Fielden	Rhodes
Fox	Riddle
Fuchs	Ross
Gibson	Russell
Hamilton	Rutta
Hankamer	Schuenemann
Hanna	Settle
Harbin	Sewell
Hardin	Sharpe
Harper	Shell
Harrell	Skaggs
Harris of Archer	Smith of Hopkins
Harris of Dallas	Smith
Harris of Dickens	of Matagorda
Hartzog	Smith of Tarrant
Heflin	Stevenson
Holland	Stinson
Huddleston	Talbert
Hull	Tarwater
Hyder	Tennant
Jackson	Tennyson
Johnson of Ellis	Thornberry
Johnson	Waggoner
of Tarrant	Weldon
Jones of Angelina	Westbrook
Jones of Falls	Winfree
Jones of Wise	Wood
Keith	Worley

Absent

Alexander	Leonard
Anderson	Mauritz
Bates	Mays
Cathey	McDonald
Davis of Haskell	McKinney
Davison of Fisher	Metcalfe
Dean	Nicholson
Graves	Oliver
Herzik	Patterson of Mills
Hoskins	Ragsdale
Howard	Simpson
Jones of Atascosa	Stocks
Keefe	Vale
Lankford	

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton

TO GRANT PERMISSION TO SUE
THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 8, To grant Mrs. Eura Boulware permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted by the following vote:

Yeas—122

Adkins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Derden
Baker	Dickison
Beckworth	Dollins
Bell	Donaghey
Blankenship	England
Boethel	Farmer
Boyer	Felty
Bradbury	Fielden
Bradford	Fox
Bridgers	Fuchs
Brown	Gibson
Burton	Hamilton
Cagle	Hankamer
Callan	Hanna
Carssow	Harbin
Cauthorn	Hardin
Cleveland	Harper
Colquitt	Harrell
Davis of Haskell	Harris of Archer
Davis of Jasper	Harris of Dallas
Davison of Fisher	Hartzog

Heflin	Nicholson
Herzik	Palmer
Holland	Patterson
Hoskins	of Travis
Huddleston	Pope
Hull	Powell
Hyder	Prescott
Jackson	Quinn
Johnson of Ellis	Reed of Bowie
Johnson	Reed of Dallas
of Tarrant	Rhodes
Jones of Angelina	Riddle
Jones of Atascosa	Ross
Jones of Falls	Russell
Jones of Wise	Rutta
Keith	Schuenemann
Kelt	Settle
Kenyon	Sewell
Kern	Sharpe
King	Shell
Knetsch	Simpson
Langdon	Skaggs
Lanning	Smith of Hopkins
Leath	Smith
Lehman	of Matagorda
Leonard	Smith of Tarrant
Leyendecker	Stevenson
Little	Stinson
Loggins	Talbert
London	Tarwater
Lucas	Tennant
Mauritz	Tennyson
McConnell	Thornberry
McFarland	Waggoner
Moffett	Weldon
Monkhouse	Westbrook
Morris	Winfree
Morse	Wood
Newton	Worley

Absent

Anderson	Mays
Bates	McDonald
Broadfoot	McKinney
Cathey	Metcalfe
Dean	Oliver
Graves	Patterson of Mills
Harris of Dickens	Ragsdale
Howard	Reader
Keefe	Stocks
Lankford	Vale
Mann	

Absent—Excused

Bond	Petsch
Celaya	Roark
McKee	Thornton

TO GRANT PERMISSION TO SUE
THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 10, To

grant Mr. and Mrs. C. A. Rohrer permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution, with the following committee amendment:

Amend House Concurrent Resolution No. 10, by changing the initials "C. A." before the name Rohrer wherever it appears in the bill and insert in lieu thereof the initials "C. F.".

BRADBURY.

The amendment was adopted.

The resolution, as amended, was then adopted.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 13, To grant Mrs. Lillian Stallings Russell permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

PROPOSED AMENDMENT TO THE RULES OF THE HOUSE

The Speaker laid before the House, for consideration at this time, House Simple Resolution No. 8, Proposing to amend the Rules by adding Rule No. 9-A.

The resolution having heretofore been read second time, and referred to the Committee on Rules.

The Committee on Rules having recommended the adoption of the resolution.

Mr. Petsch offered the following amendment to the resolution:

Amend House Simple Resolution No. 8, by striking out in paragraph 2, line 11, the words, "or any other information".

Question—Shall the amendment be adopted?

ADJOURNMENT

On motion of Mr. Harris of Dallas, the House, at 11:55 o'clock a. m., adjourned until 10:00 o'clock a. m., tomorrow.

SEVENTH DAY

(Wednesday, October 6, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Harris of Dickens
Adkins	Hartzog
Alexander	Heflin
Alsup	Herzik
Amos	Holland
Anderson	Hoskins
Baker	Huddleston
Bates	Hull
Beckworth	Hyder
Bell	Jackson
Blankenship	Johnson of Ellis
Boethel	Johnson
Bond	of Tarrant
Boyer	Jones of Angelina
Bradbury	Jones of Atascosa
Bradford	Jones of Falls
Bridgers	Jones of Wise
Broadfoot	Keefe
Brown	Keith
Burton	Kelt
Callan	Kenyon
Carssow	Kern
Cathey	King
Cauthorn	Knetsch
Cleveland	Langdon
Colquitt	Lankford
Davis of Haskell	Lanning
Davis of Jasper	Leath
Davison of Fisher	Lehman
Davisson	Leonard
of Eastland	Leyendecker
Dean	Little
Deglandon	Loggins
Derden	London
Dickison	Lucas
Dollins	Mann
Donaghey	Mauritz
England	Mays
Farmer	McConnell
Felty	McDonald
Fielden	McFarland
Fox	McKinney
Fuchs	Metcalfe
Gibson	Moffett
Graves	Monkhouse
Hamilton	Morris
Hankamer	Morse
Hanna	Newton
Harbin	Nicholson
Hardin	Oliver
Harper	Palmer
Harrell	Patterson of Mills
Harris of Archer	Patterson
Harris of Dallas	of Travis